

PATENT
Customer No. 22,852
Attorney Docket No. 05471.0060-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:) Notice of Allowance Mailed on:
Othmar GERSCHWILER et al.) 05/14/2010
Application No.: 10/533,590)
Filed: May 3, 2005) Group Art Unit: 3725
For: METHOD AND DEVICE FOR) Examiner: Mark ROSENBAUM
HUSKING AND)
DEGERMINATING CEREALS) Confirmation No.: 2290
)

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Sir:

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Applicant thanks the Examiner for the Notice of Allowance and statement of Reasons for Allowance mailed on May 14, 2010. Without withdrawing allowed claims 11, 15-20, and 22-32 from issue, Applicant submits these comments.

The Examiner made characterizations and assertions about the claims and the related prior art in the statement of Reasons for Allowance. Although Applicant agrees with the Examiner's ultimate conclusions that the claims are patentable because the prior art does not teach or suggest the claimed features set forth in the claims, Applicant does not necessarily agree with each or every characterization and assertion contained in the Examiner's statement.

Furthermore, it is understood that the Examiner's characterizations were for purposes of referring to the prior art, and do not in any way imply that the claims are limited by words not actually present in the claims. Therefore, unless expressly noted otherwise, Applicant declines to subscribe to any statement or characterization contained in the Notice of Allowance and its accompanying Reasons for Allowance.

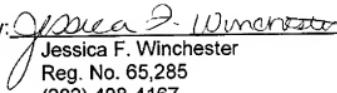
Should the Examiner disagree with the Applicant's comments on the Reasons for Allowance, the Examiner is invited to contact the undersigned at (202) 408-4167, in order to resolve such disagreement.

If there are any fees due in connection with the filing of this paper, please charge the fees to Deposit Account No. 06-0916

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: August 9, 2010

By: 
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